



Winget | Spadafora | Schwartzberg | LLP

NEW YORK:

45 Broadway, 19<sup>th</sup> Floor  
New York, NY 10006

T 212.221.6900

F 212.221.6989

Mccarthy.D@wssllp.com

July 12, 2012

**VIA ECF**

The Hon. Frederic Block  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: Matter: Government Employees Insurance Company, Geico  
Indemnity, et. al. v. Jonathan Kogen, Ph.D., LMK  
Psychological, P.C., et. al. v. Michael H. Rosenfeld, Ph.D.,  
Empire Stat Group, LLC, et. al.  
Case No.: 12-cv-01068 (FB) (VVP)  
Our File No.: 03008.12841

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Dear Judge Block:

This office was recently retained to represent the Defendant Empire Stat Med Review, P.C. ("Empire Med"), in addition to Empire Stat Group, LLC. ("Empire LLC"), (collectively referred to as "the Empire Defendants"). In light of our recent appointment as counsel, as well as the recently amended pleadings, we write to request an extension of time in which to submit a response on behalf of Empire Med to the Answer and Counterclaims, or in the alternative, the Amended Answer and Amended Counterclaims.

The Empire Defendants were purportedly served via the Secretary of State with the Original Answer and Counterclaim on June 4, 2012. Pursuant to F.R.C.P. 12(a), the time to respond expired on June 25, 2012. We were retained as counsel for Empire LLC shortly after. We requested via letter to the Court an extension of time to respond on behalf of Empire LLC through and including July 30, 2012. Our request for an extension to respond on behalf of Empire LLC was granted on July 11, 2012. We write now to request the same extension for Empire Med. Since our assignment this morning we attempted to contact Mr. Mereyson, but were unable to reach him. Accordingly we submit this request without his consent.

The Empire Defendants are currently in the process of conducting an investigation into these allegations. In the interim, given our recent assignment as counsel on behalf of Empire Med, we request an extension to respond on behalf Empire Med through and including July 30, 2012.

[www.WSSLLP.com](http://www.WSSLLP.com)

NEW JERSEY:  
2500 Plaza 5  
Harborside Financial Center  
Jersey City, NJ 07311  
T 201.633.3630

CONNECTICUT:  
177 Broad Street  
5th Floor  
Stamford, CT 06901  
T 203.328.1200

FLORIDA:  
20801 Biscayne Boulevard  
4th Floor  
Miami, FL 33180  
T 786.923.5911

CALIFORNIA:  
1801 Century Park East  
Suite 2400  
Los Angeles, CA 90067  
T 310.836.4800

The Hon. Frederic Block  
July 12, 2012  
Page 2 of 2

Thank you for your time and consideration. Please do not hesitate to contact the undersigned with any questions.

Very truly yours,

A handwritten signature in black ink, appearing to be 'DM' with a stylized flourish.

Dianna D. McCarthy

CC: (VIA ECF)

Richard D. King  
Jacquelyn McEttrick  
Michael W. Whitcher  
Nathan A. Tilden  
Smith & Brink, P.C.  
1325 Franklin Avenue  
Suite 320  
Garden City, NY 11530  
617-770-2214  
Fax: 617-657-6070

Craig Meyerson  
Law Office of Craig Meyerson  
17 British American Boulevard  
Latham, NY 12110  
518-785-7440  
Fax: 518-786-6446